

Ordinance No. C-7313 currently provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council. Hearing scheduled for today:

HEARING:

- Received supporting documentation into the record, concluded the hearing, counted the ballots (74% favoring & 26% opposing), made determination to form the DLB-PBID, and adopted Resolution No. C-27387, as amended; and req'd. City Atty. to prepare Resolution revising membership. (Doc. 3)
1. Resolution No. C-27366, Intention of the City Council of the City of Long Beach declaring the intention of the City Council to establish the Downtown Long Beach property and Business Improvement District (DLB-PBID), fixing the time and place of a public hearing thereon and giving notice thereof. (Resolution establishing the Downtown Long Beach Property and Business Improvement District, fixing the boundaries thereof and providing for the levy of assessment.) (Community Development) (Districts 1,2)

Suggested Action: Receive supporting documentation into the record, conclude the hearing, count ballots to determine whether or not to form the DLB-PBID, and adopt Resolution, if so indicated.

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR (2 - 25)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

- Req'd. City Clerk to transmit conditions to Dept. of Alcoholic Beverage Control for application of Robert Nguyen, dba Pacific Liquors at 1895 Pacific Avenue, providing that there be no individual sales of alcohol or cigarettes, and no loitering at the premises; and to transmit conditions for the application of Mayan Empire, Inc., dba Tikal at 217-21 Pine Avenue, as set forth in comm'n. from Councilmember Oropeza; and R & F comm'n. (Docs. 41-42)
2. **RECEIVE AND FILE** comm'n., Chief of Police, reporting on applications for alcoholic beverage licenses. (Police) (Districts 1,3,5,6,7,9) (Councilmember Jenny Oropeza, transmitting conditions for application of Mayan Empire.)

3. **REQUEST CITY MANAGER TO INCLUDE** Harbor Department Budget for Fiscal Year 1998-99 in the City's Proposed Resource Allocation Plan for consideration at budget hearings. (Harbor)

August 4, 1998

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| Set date of hearing for Tuesday, August 18, 1998, at 5:00 P.M. (Doc. 6) | 4. SET DATE OF HEARING for Tuesday, August 18, 1998, at 5:00 P.M., on application of Aloha Restaurants Inc., dba The Jolly Roger, for a Permit for Entertainment with Dancing by Patrons at an Existing Restaurant at 168 Marina Drive. (Financial Management) (District 3) |
| Set date of hearing for Tuesday, August 18, 1998, at 5:00 P.M. (Doc. 7) | 5. SET DATE OF HEARING for Tuesday, August 18, 1998, at 5:00 P.M., on application of Ann Ngoc Le, dba Duffy's Tavern, for a Permit for Entertainment without Dancing by Patrons at Existing Tavern at 3445 Long Beach Boulevard. (Financial Management) (District 8) |
| Awarded and auth'd. City Mgr. (Doc. 8) | 6. AWARD contract with lowest responsible bidder for Plans and Specifications PA-01298, auto and window glass; and AUTHORIZE CITY MANAGER to execute said contract. (Financial Management) |
| Req'd. City Atty. and auth'd. City Mgr. (Doc. 9) | 7. REQUEST CITY ATTORNEY to prepare and AUTHORIZE CITY MANAGER to execute amendment to Medical Services Agreement No. 25399 with Pacific Hospital for the provision of medical services for inmates at the Long Beach Jail, adding \$55,000 to agreement for a total amount not to exceed \$170,000 for the period of October 1, 1997 through September 30, 1998. (Health and Human Services) |
| Req'd. City Atty. and auth'd. City Mgr. (Doc. 10) | 8. REQUEST CITY ATTORNEY to prepare and AUTHORIZE CITY MANAGER to execute professional services agreement with Clorinda Arace to provide homeless services coordination for an amount not to exceed \$63,000 from October 1, 1998 through September 30, 1999. (Health and Human Services) |
| Auth'd. City Atty. (Doc. 11) | 9. AUTHORIZE CITY ATTORNEY to submit Compromise and Release for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$15,000 in compliance with Appeals Board order for claim of Frances Lerlo. (Law) |
| Auth'd. City Atty. (Doc. 12) | 10. AUTHORIZE CITY ATTORNEY to accept sum of \$60,000 in full settlement of the lawsuit of City of Long Beach v. Pacific Indemnity Company, et al. (Case No. NC022613) (Law) |
| Auth'd. City Atty. (Doc. 13) | 11. AUTHORIZE CITY ATTORNEY to pay sum of \$75,000 in full settlement of the lawsuit of Excel Paving Company vs. City of Long Beach, et al. (Case No. NC021256) (Law) |
| Req'd. City Atty. (Doc. 14) | 12. REQUEST CITY ATTORNEY to accept an easement deed to provide for a storm drain pipeline at 2445 E. South Street. (Public Works) (District 9) |
| Adopted Minute Order. (Doc. 15) | 13. ADOPT MINUTE ORDER authorizing the City Manager to execute temporary and general utility construction easements, to be followed by precise easements upon completion of the utility installations at the Long Beach Towne Center. (Public Works) (District 5) |
| Adopted and auth'd. City Mgr. (Doc. 44) | 14. ADOPT Plans and Specifications No. R-6399 for Americans with Disabilities Act (ADA) Improvements at the California Recreation Center with an estimated construction cost of \$105,000 and AUTHORIZE CITY MANAGER to advertise for bids. (Public Works) (District 6) |
| Req'd. City Mgr. (Doc. 45) | 15. REQUEST CITY MANAGER to execute second amendment to the Amended and Restated Joint Powers Agreement, Southeast Resources Recovery Facility (SERRF), which allows for the reimbursement of \$5,758,649.09 to the City for legal expenses incurred during litigation with the Dravo Corporation from 1989-1994. (Public Works) (District 2) |
| Concurred in recommendation. (Doc. 16) | 16. CONCUR IN RECOMMENDATION of Legislation and Environmental Affairs Committee to receive and file communication regarding analysis of the effect of Proposition 208, the California Political Reform Act of 1996. |

August 4, 1998

- Concurred in recommendation. (Doc. 46)

Concurred in recommendation. (Doc. 17)

Concurred in recommendation. (Doc. 18)

Concurred in recommendation. (Doc. 47)

Concurred in recommendation. (Doc. 48)

Concurred in recommendation. (Doc. 19)

R & F. and req'd. City Clerk. (Doc. 20)
17. **CONCUR IN RECOMMENDATION** of Legislation and Environmental Affairs Committee to receive and file communication regarding developing a strategy to sponsor and support legislation that would recapture City resources that have been redirected to the State.

18. **CONCUR IN RECOMMENDATION** of Legislation and Environmental Affairs Committee to receive and file communications regarding the legislative agenda for the 1996-97 legislative session.

19. **CONCUR IN RECOMMENDATION** of Legislation and Environmental Affairs Committee to receive and file communications relative to a resolution regarding Assembly Bill 48 which requires the Department of Alcohol and Drug Programs to report to the legislature.

20. **CONCUR IN RECOMMENDATION** of Legislation and Environmental Affairs Committee to receive and file communication regarding a review of City Council rules for public input on the Council Agenda Consent Calendar.

21. **CONCUR IN RECOMMENDATION** of Legislation and Environmental Affairs Committee to receive and file communication regarding Senate Bill 327, Criminal History Information: Access by Public Housing Authority.

22. **CONCUR IN RECOMMENDATION** of Legislation and Environmental Affairs Committee to receive and file communication regarding Senate Bill 2215, Public Safety Officers Procedural Bill of Rights.

23. **RECEIVE AND FILE** comm'n., Councilmember Jenny Oropeza, First District; and **REQUEST CITY CLERK** to transmit modified conditions, as set forth, to Department of Alcoholic Beverage Control for application of Sun Cha and Yong Tong Pak, dba Sam's Market, at 404 W. Anaheim Street. (District 1)

FOR FILING:

- R & F; and req'd. City Atty. to investigate and report back on Water Commission minutes of July 9, 1998 concerning contracting out of custodial services prior to Prop. "L" findings. (Docs. 49-51)

24. Copies of Minutes:
Civil Service Commission, July 15, 1998
Harbor Commission, July 27, 1998
Water Commission, July 9, 1998

DAMAGE CLAIMS:

- Ref'd. to City Atty. (Docs. 21-40)

25. **REFER TO CITY ATTORNEY** the following damage claims:
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| Davaughn L. Abraham | \$ | 865.23 |
| Marisela Andrade | | 969.76 |
| Mary Czuba | | 109.00 |
| Charley Fields | | 1,218.87 |
| Valsin A. Francois | | 3,000.00 |
| Phyllis Rockowen Furdee | | 1,268.00 |
| Donyae Lee Hammond | | 3,000.00 |
| Tanya Herring | | 720.32 |
| David Hilchey | | 5,000.00 |
| Woan-Shiun Ho | | 221.27 |
| Thang Vinh Hoang | | 1,532.91 |
| Randall Anthony Kenney | | 120.00 |

Marisol Perez	2,980.00
Chet Poan	44.50
John Richie	Amount Unknown
Lori Ann Speir	4,600.00
Therese Thomas	Amount Unknown
Matthew S. Williams	5,000.00
Michael Wilson	Amount Unknown
Michael Winston	2,800.00

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

- Approved transfer of ownership of the facility at 3820 Cherry Avenue from Kaiser Foundation Health Plan, Inc. to the City of Long Beach. (Doc. 2)

26. Director of Health and Human Services, regarding approval and acceptance of donation of gift of medical facility at 3820 Cherry Avenue from Kaiser Foundation Health Plan, Inc. to the City of Long Beach.

Suggested Action: Approve transfer of ownership of the facility at 3820 Cherry Avenue from Kaiser Foundation Health Plan, Inc. to the City of Long Beach.
- Approved City of Long Beach Action Plan for Program Year 1998-99; auth'd. City Mgr. to execute and submit all necessary documents related to its implementation to the U.S. Dept. of Housing and Urban Development; and accepted \$9,283,000 in Community Development Block Grant, \$3,904,000 in HOME Investment Partnership Act, and \$368,000 in Emergency Shelter Grant entitlement funds; and it understood that loan payments will be repaid from Queensway Bay revenues. (Doc. 52)

27. Director of Community Development, regarding approval of City of Long Beach 1998-99 Action Plan to be submitted to the U.S. Department of Housing and Urban Development. (Citywide)

Suggested Action: Approve City of Long Beach Action Plan for Program Year 1998-99; authorize City Manager to execute and submit all necessary documents related to its implementation to the U.S. Department of Housing and Urban Development; and accept \$9,283,000 in Community Development Block Grant, \$3,904,000 in HOME Investment Partnership Act, and \$368,000 in Emergency Shelter Grant entitlement funds.
- Adopted Resolution No. C-27388. (Doc. 53)

28. Director of Parks, Recreation and Marine, regarding grant application to the Environmental Protection Agency for Brownfields Assessment Demonstration Pilot Project. (Resolution authorizing the City Manager to submit an application to the Environmental Protection Agency for funding for a "Brownfields Assessment Demonstration Pilot" Project relating to a chemical assessment of a site located between Orange Avenue, California Avenue, Willow Street and Spring Street.) (District 7)

Suggested Action: Adopt Resolution.

August 4, 1998

Concurred in recommendation of Committee, with the deletion of instruction for City Attorney to meet with area city attorneys and officers of the LACDA Alliance to discuss implications of filing a suit as relates to Presidential Executive Order No. 12898. (Doc. 54)

29. Councilmember Jenny Oropeza, First District, Chair, Legislation and Environment Affairs Committee, recommending that the communication regarding the study of combining Long Beach with Los Angeles County Gateway Cities and the Los Angeles County Drainage Area (LACDA) Alliance to lobby the State to loan funds for completion of the LACDA Project, the issue of a four year congressional waiver linked to fast-tracked funding for the LACDA Project, and a miscellaneous motion requesting the City Attorney to prepare a resolution urging that if a fiscal year 1999 federal sponsor appropriation for the LACDA Project is approved, the Los Angeles County Board of Supervisor is urged to designate available county funds to fast track the project be received; and the City Attorney requested to draft a strongly worded letter, to be signed by the City Councilmembers and the Mayor, to the President and area Congressional Representatives, similar to correspondence recently sent by the Los Angeles County Board of Supervisors, urging that a moratorium be placed on mandatory federal flood insurance and to meet with area city attorneys and officers of the LACDA Alliance to discuss implications of filing a suit as it relates to Presidential Executive Order No. 12898, (which directs Federal agencies to implement their programs in a way which avoids a disproportional impact on minority and low-income populations.)
- Suggested Action: Concur in recommendation of Committee.

RESOLUTIONS:

Adopted Resolution
No. C-27389. (Doc. 55)

30. Approving and authorizing the destruction of certain records, papers, and writings by the Departments of City Clerk and Police. (City Clerk)
- Suggested Action: Adopt Resolution.

Adopted Resolution
No. C-27390. (Doc. 56)

31. Approving and authorizing the destruction of certain records, papers, and writings by the Departments of City Council and Community Development/Administration. (City Clerk)
- Suggested Action: Adopt Resolution.

Adopted Resolution
No. C-27391.

32. Adopting the City of Long Beach 1997 Park Impact Fee Report and making findings relative thereto in accordance with Long Beach Municipal Code Sections 18.18.110, 18.18.160 and Government Code Sections 66001 and 66006. (Law)
- Suggested Action: Adopt Resolution.

Adopted Resolution
No. C-27392, set date of hearing for Tuesday, August 25, 1998, at 5:00 P.M., and req'd. City Attorney to accept easement deeds for the widening of Pasadena Avenue and Lake View Drive. (Doc. 57)

33. Intention to vacate Columbia Street west of Lake View Drive and Linden Avenue south of 29th Street. (Public Works) (District 7)
- Suggested Action: Adopt Resolution, set date of hearing for Tuesday, August 25, 1998, at 5:00 P.M., and request City Attorney to accept easement deeds for the widening of Pasadena Avenue and Lake View Drive.

NEW BUSINESS:

August 4, 1998

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| Received and made a part of the permanent record. (Doc. 1) | 34. Affidavit of Service for special meeting of the City Council held August 4, 1998. |
| Received and made a part of the permanent record. (Doc. 4) | 35. John Northmore, submitting articles relating to legislation that would make the 3-Strikes Law more in line with what voters intended. |
| Received and made a part of the permanent record. (Doc. 5) | 36. Tom Leary, submitting article on the C.O.S.T. Program, located in the Future Generations Youth Center and sponsored by the Department of Community Development. |
| Adopted motion. | 37. Miscellaneous motion that when City Council meeting adjourns, it adjourn in memory of Joseph Moss. |

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

REMINDERS: Economic Development and Finance Committee
(Attorney/Client) at 4:50 P.M.

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of **www.ci.long-beach.ca.us/cityclerk** to view it. You may contact us through the use of E-Mail at **cityclerk@ci.long-beach.ca.us** for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Renae Gladney/Sharon Stone at (562) 570-6938 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device.

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